


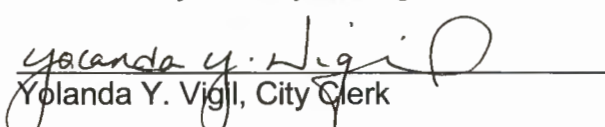
City of Santa Fe, New Mexico

memo

DATE: August 19, 2015

TO: Mayor Gonzales & City Councilors

VIA: 
Brian K. Snyder, City Manager

FROM: 
Yolanda Y. Vigil, City Clerk

ITEM & ISSUE

Request from the Santa Fe Chamber of Commerce for a waiver of the 300 foot location restriction and approval to allow the dispensing/consumption of beer, wine and cider at New Earth Orchids, 6003 Jaguar Drive, which is within 300 feet of Cesar Chavez Elementary School, 6251 Jaguar Drive.

BACKGROUND AND SUMMARY

Pursuant to §60-6B-10 NMSA 1978, the Santa Fe Chamber of Commerce has requested a waiver of the 300 foot location restriction to allow the dispensing/consumption of beer, wine and cider at New Earth Orchids, 6003 Jaguar Drive. The request is for a Business After Hours event to be held on Thursday, August 27, 2015 from 5:30 p.m. to 7:30 p.m.

Attached is a letter from Richard Halford, Santa Fe Public Schools, stating that the District will refrain from issuing a decision regarding opposition or non-opposition to these requests.

ACTION REQUESTED

I hereby request that the City Council indicate its decision on the request for a waiver of the 300 foot location restriction and approval to allow the dispensing/ consumption of beer, wine and cider at New Earth Orchids, 6003 Jaguar Drive, for a Business After Hours event to be held on Thursday, August 27, 2015 from 5:30 p.m. to 7:30 p.m.

Attachments: Letter/Applicant
Letter/Santa Fe Public Schools
Special Dispenser Permit Application
§60-6B-10 NMSA 1978



SANTA FE CHAMBER
OF COMMERCE

August 17, 2015

To Whom it May Concern:

On Thursday, August 27, there will be a Business After Hours event. It will be at New Earth Orchids, 6005 Jaguar Drive, Santa Fe, New Mexico, 87507.

These events are held once a month, and are a benefit for our members, to meet together, network and exchange business ideas.

This month's Business After Hours is being hosted by New Earth Orchids and New Mexico Hard Cider.

If you have any questions, please contact New Earth Orchids at 505-983-1025.

Sincerely,

Bridget Dixson



August 17, 2015

Craig Moya

RE: Business after Hours hosted by Advanced Tax Services and New Earth Orchids

Dear Mr. Moya:

Thank you for your request of August 17, 2015 regarding the event to be held at New Earth Orchids (6003 Jaguar Drive located near Cesar Chavez Elementary School), Santa Fe, New Mexico on Thursday, August 27, 2015 from 5:30 pm – 7:30 pm. Below are excerpts from the Santa Fe Public School District Board of Education Policy 623 “Certain Special Events within 300 Feet of District” adopted on December 18, 2012.

In accordance with the School Alcohol-Free Zone Act and NMAC 60-6B-10, the Santa Fe School District promotes and encourages an alcohol-free environment for District students and the District community, on school property, and within 300 feet of District property related to the functions of public schools.

The District will refrain from issuing a decision regarding opposition or non-opposition to the City of Santa Fe regarding special events where liquor will be sold consumed within 300 feet of school district property and instead will refer the City of Santa Fe to this policy.

Sincerely,

A handwritten signature in black ink, appearing to read 'Richard Halford', written in a cursive style.

Richard Halford
Executive Director of Finance and Administration
Santa Fe Public Schools

C: Joel Boyd, Superintendent

**ALCOHOL & GAMING DIVISION
PUBLIC CELEBRATION PERMIT APPLICATION WINEGROWER, SMALL BREWER & CRAFT DISTILLER LICENSE HOLDERS
(60-6A-11 / 60-6A-26.1 NMSA)**

FEES ARE \$10 PER DAY – Fees are Non-Refundable

LICENSE HOLDER INFORMATION:

Business Name (DBA) New Mexico Hard Cider Co Owner Name Craig Mayra Liquor License # 000 30
Mailing Address 1484 Candela St City, State & Zip Santa Fe, NM 87505
Contact Telephone # 505 231 0632 Fax # _____ Email Address nm.cider@gmail.com

VENT INFORMATION: Celebration type: State Fair ___ County Fair ___ Community Fiesta Cultural/Artistic Performance ___ Athletic ___

Circle those that apply - All Age Event ___ Wrist Bands and/or Stamps - Beer Garden - Indoor / Outdoor ___ Event Begin Time 5:30 End Time 7:30

Description and Name of Event Business After Hours Date(s) of Event 8/27 Alcohol Service Begin Time 5:30 End Time 7:30
Physical Address of Event & Name of Building or Business 6003 Sugar Drive Number of Persons expected to Drink 75-100

Description of Security See attached TIC servers Number of Security 3 Security Contact Name Craig Mayra Contact Telephone # 505-231-0632

SPONSOR INFORMATION

Sponsor of Event Santa Fe Chamber of Commerce Contact Name Sandra Brackley Contact Telephone # 988-3279

BUILDING/PROPERTY OWNER APPROVAL

Name (print) Ronald J. Midge Signature [Signature] Telephone # 505 603 6714 Date 8/10/15

LICENSE HOLDER & SERVER CERTIFICATION: I, Heather Tassel (Licensee) hereby certify that this event is not within 300 Ft. of a church or school unless alcoholic beverages were sold there prior to July 1, 1981 or a waiver is obtained from the local governing body. I further certify that all persons providing the service of alcoholic beverages are server certified and that they are my employees and that ALL the information in this application is true and correct.

NOTE: List of servers including name, server permit # and server expiration date must be attached to permit application. Licensee agrees that if any statements or representations herein are found to be false, the director may refuse to issue additional permits.

Licensee Name (print) Heather Tassel Signature [Signature] Date 8/17/15
All profits derived from the sale of liquor will go only to the licensee. Only the owner or authorized person under this license may sign the permit.

NOTARY INFORMATION

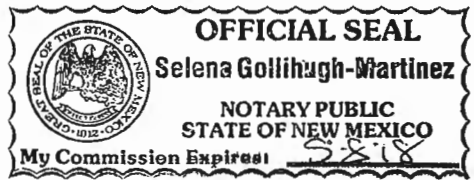
Subscribed and Sworn before me this 17 day of August, 2015 Notary Public [Signature] Exp. 5-8-18

LOCAL GOVERNING BODY APPROVAL

Print Name _____ Title _____ Date _____ Signature _____ Phone _____ Fax _____

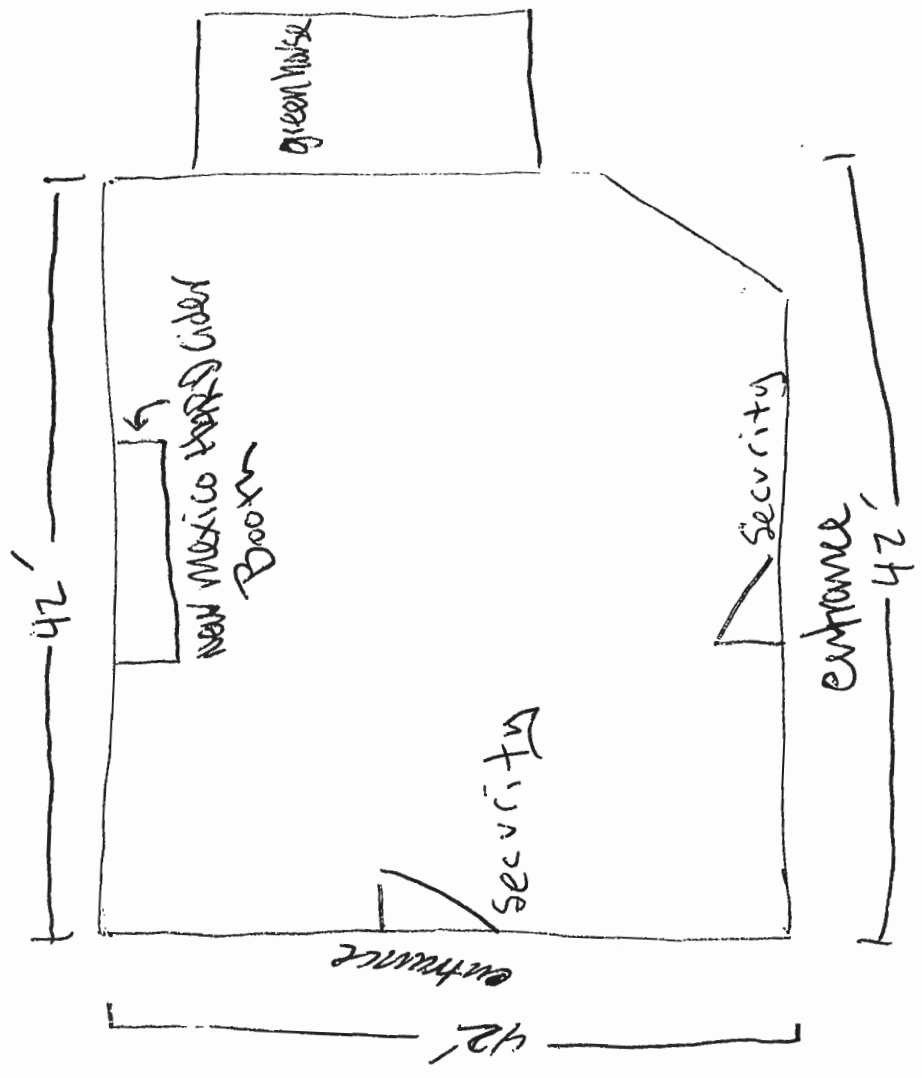
ALCOHOL & GAMING DIVISION USE ONLY

Approved by: _____ Date _____ Permit Number _____
Attachments: 1) Floor plan – (Pictures) 2) Fees per day (listed on top of page) 3) Server information list



↑ North

Event



6' foot fence
receptor

60-6B-10. Locations near church or school; restrictions on licensing.

No license shall be issued by the director for the sale of alcoholic beverages at a licensed premises where alcoholic beverages were not sold prior to July 1, 1981 that is within three hundred feet of any church or school. A license may be granted for a proposed licensed premises if the owner or lessee has, prior to establishment of a church or school located within three hundred feet of the proposed licensed premises, applied for, been granted and maintained a valid building permit for the construction or renovation of the proposed licensed premises and has filed on a form prescribed by the director a notice of intention to apply for transfer of a license to the proposed licensed premises. A license may be granted for a proposed licensed premises if a person has obtained a waiver from a local option district governing body for the proposed licensed premises. For the purposes of this section, all measurements taken in order to determine the location of licensed premises in relation to churches or schools shall be the straight line distance from the property line of the licensed premises to the property line of the church or school. This provision shall not apply to any church that has been designated as an historical site by the cultural properties review committee and which does not have a regular congregation.